



sector

ATTORNEY'S DOCKET NUMBER: 0492611-0375 (MIT-8802)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Kamm *et al.* Examiner:  
Serial No: 09/815,528 Art Unit: 3763  
Filing Date: March 23, 2001  
Title: METHOD AND APPARATUS FOR STIMULATING ANGIOGENESIS AND  
WOUND HEALING BY USE OF EXTERNAL COMPRESSION

Assistant Commissioner for Patents  
Box Missing Parts  
Washington, DC 20231

Sir:


**TRANSMITTAL LETTER**

Enclosed are the following documents:

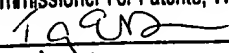
1. Notice to File Missing Parts of Nonprovisional Application
2. Request for Extension of Time;
3. Two Executed Written Assertions of Small Entity Status
4. Two Executed Appointments of Attorney
5. Two Executed Rights of Assignee to Take Action
6. Two Executed Declarations
7. Copies of the Executed Assignments
8. 6 Sheets of Formal Drawings
9. Check in the amount of \$65.00
10. Check in the amount of \$55.00
11. Return Postcard

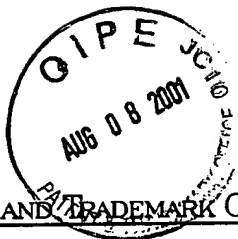
If any additional fees are required to be paid or if any overpayment has been made, please charge same to Deposit Account No. 03-1721.

Respectfully submitted,

  
C. Hunter Baker, M.D., Ph.D.  
Reg. No. 46,533

CHOATE, HALL & STEWART  
Exchange Place  
53 State Street  
Boston, MA 02109  
(617) 248-5000  
Dated: August 2, 2001

I hereby certify that this correspondence is being  
deposited with the United States Postal Service as first  
class mail in an envelope addressed to: Assistant  
Commissioner For Patents, Washington, D.C. 20231  
on   
8/2/01



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/815,528	03/23/2001	Roger D. Kamm	0492611-0375

CONFIRMATION NO. 5331

FORMALITIES LETTER



\*OC000000006106793\*

C. Hunter Baker, M.D., Ph.D.  
Choate, Hall & Stewart  
53 State Street  
Exchange Place  
Boston, MA 02109

Date Mailed: 05/23/2001

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted*

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 65.

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Substitute drawings in compliance with 37 CFR 1.84 because:
  - drawing sheets do not have the appropriate margin(s) (see 37 CFR 1.84(g)). Each sheet must include a top margin of at least 2.5 cm. (1 inch), a left side margin of at least 2.5 cm. (1 inch), a right side margin of at least 1.5 cm. ( 5/8 inch), and a bottom margin of at least 1.0 cm. (3/8 inch);

*A copy of this notice **MUST** be returned with the reply.*

08/10/2001 MBERHE 00000026 09815528

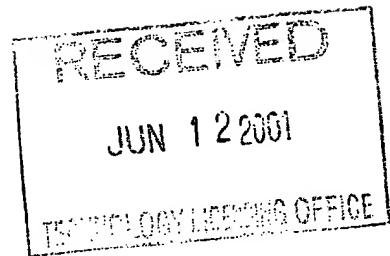
01 FC:205

65.00 0P

**PART 2 - COPY TO BE RETURNED WITH RESPONSE**



OFFICE OF THE PRESIDENT



11 June 2001

Ms. Karin K. Rivard  
Room NE25-230  
MIT

Dear Karin:

I am writing to confirm that at its meeting on 7 June the Executive Committee

VOTED: That, effective as of the date hereof, authority for signing license agreements and all documents relating to the licensing of intellectual property (including, without limitation, patents, trademarks, copyrights, and know-how) to third parties and to the U.S. government, including, without limitation, outgoing material transfer agreements, option agreements, non-disclosure agreements, initial equity issuance and transfer documents issued pursuant to a license grant, etc. be granted to Lita Nelsen, Director, Technology Licensing Office, and John H. Turner, Jr., Associate Director, Technology Licensing Office, provided that such documents do not include sponsored research agreements, and, further, that any such actions taken by them, or their predecessors, in such capacities prior to the date hereof be ratified.

VOTED: That, notwithstanding the foregoing vote, the Vice President for Research or Provost must also sign any license agreement in which (1) M.I.T. is issued equity of the licensee as consideration for the license, or (2) the M.I.T. employee inventors own or anticipate owning significant equity in the licensee.

VOTED: That, effective as of the date hereof, authority for signing all agreements licensing intellectual property to the U.S. government be granted to Deborah Burke, Patent Compliance Administrator.

VOTED: That, effective as of the date hereof, authority for signing all documents and things necessary to apply for, obtain, and maintain patents and trademarks in the United States Patent and Trademark Office and in the appropriate offices of all other countries of the world, including, without limitation, Powers of Attorney appointing

Ms. Karin K. Rivard  
11 June 2001  
Page Two

outside legal counsel to act on behalf of M.I.T. in procuring and maintaining such patents and trademarks; and all documents and things necessary to apply for, obtain, and maintain registered copyrights in the United States Copyright Office and in the appropriate offices of all other countries of the world, including, without limitation, Powers of Attorney appointing outside legal counsel to act on behalf of M.I.T. in procuring and maintaining such registered copyrights, be granted to Lita Nelsen, Director, Technology Licensing Office, John H. Turner, Jr., Associate Director, Technology Licensing Office, Karin K. Rivard, Counsel and Technology Licensing Officer, and Rita Filipowicz, Patent Administrator, and that any such actions taken by them in such capacities prior to the date hereof be ratified.

I hope that these will do the job for a while! If you have any questions, please give me a call.

Sincerely,



Kathryn A. Willmore  
Vice President and  
Secretary of the Corporation

KAW/mab

cc: Professor Robert A. Brown  
Dr. Allan S. Bufferd  
Mr. John R. Curry  
Professor J. David Litster  
Ms. Doreen S. Morris  
Ms. Charlene M. Placido



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AND WOUND HEALING BY USE OF EXTERNAL COMPRESSION

Assistant Commissioner for Patents  
Washington, DC 20231

Sir:

**WRITTEN ASSERTION OF SMALL ENTITY STATUS**  
**UNDER 37 CFR §1.27(a)(3)**  
**NON-PROFIT ORGANIZATION**

The undersigned hereby asserts entitlement to small entity status as a non-profit organization under 37 CFR §1.27(a)(3) on behalf of The General Hospital Corporation.

This assertion is made on the ground that The General Hospital Corporation is either:

- (a) a university or other institution of higher education located in any country;
- (b) an organization of the type described in section 501(c)(3) of the Internal Revenue Code of 1986 (26 USC §501(c)(3)) and exempt from taxation under section 501(a) of the Internal Revenue Code (26 USC §501(a));
- (c) any nonprofit scientific or educational organization qualified under a nonprofit organization statute of a state of this country (35 USC §201(i)); or
- (d) any nonprofit organization, located in a foreign country, that would qualify as a nonprofit organization under paragraphs (b) or (c) above if it were located in this country,

and *has not* assigned, granted, conveyed, or licensed, and is under no obligation under contract or law to assign, grant, convey, or license, any rights in the above-referenced patent application to any party who does not qualify for small entity status either as a person, a small business concern, or a nonprofit organization under 37 CFR §1.27.

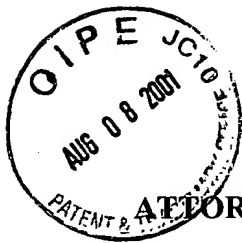
Respectfully Submitted,

*F. Toney 30*

Name: FRANCES TONEGUZZO, Ph.D.

Title: CORPORATE SPONSORED RESEARCH AND LICENSING

Date: DIRECTOR 7-13-01



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Sir:

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**UNDER 37 CFR §1.27(a)(3)**  
**NON-PROFIT ORGANIZATION**

The undersigned hereby asserts entitlement to small entity status as a non-profit organization under 37 CFR §1.27(a)(3) on behalf of Massachusetts Institute of Technology.

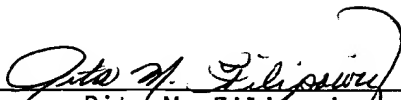
This assertion is made on the ground that Massachusetts Institute of Technology is either:

- (a) a university or other institution of higher education located in any country;
- (b) an organization of the type described in section 501(c)(3) of the Internal Revenue Code of 1986 (26 USC §501(c)(3)) and exempt from taxation under section 501(a) of the Internal Revenue Code (26 USC §501(a));
- (c) any nonprofit scientific or educational organization qualified under a nonprofit organization statute of a state of this country (35 USC §201(i)); or
- (d) any nonprofit organization, located in a foreign country, that would qualify as a nonprofit organization under paragraphs (b) or (c) above if it were located in this country,

and *has not* assigned, granted, conveyed, or licensed, and is under no obligation under contract or law to assign, grant, convey, or license, any rights in the above-referenced patent application to any party who does not qualify for small entity status either as a person, a small business concern, or a nonprofit organization under 37 CFR §1.27.



Respectfully Submitted,

  
Name: Rita M. Filipowicz  
Title: Patent Administrator  
Date: 6/13/01